

# Amendments to CPS Manual

## August 2008

Part/Title	Pages	Significant Changes
<b>Part II: Definitions of Abuse and Neglect</b>		
B.2.14 Exposure to Sale or manufacture of Certain Controlled Substances	Page 8	Adds link to Department of Justice website with information about Schedule 1 and Schedule 2 drugs.
F.2.2 Other Sexual Abuse	Page 23	Adds link to the Code of Virginia regarding a caretaker French kissing a child under the age of thirteen.
F.3.0 Establishing Sexual Gratification or Arousal	Page 25	Adds definition of “defile” from Black’s Dictionary in Footnote 15.
<b>Part III: Complaints and Reports</b>		
B.1.3 Mandated Reporter Must Disclose All Relevant Information Even if no the Complainant	Page 5	Clarifies that mandated reporters are required to provide information about the alleged victim child.
G.1.0 Make Track Decision	Page 37	Adds bullet point to track decision discussion to recommend investigation if there are 3 prior CPS reports in one year.
<b>Part IV: Family Assessment and Investigation</b>		
G.12.0 Determine Level of Founded Disposition	Page 60	Adds guidance for levels of founded disposition when the type of physical abuse is exposure to production or sale of methamphetamine or other drugs.
G.15.11 Notify Parents if Abuser is a Minor	Page 72	Adds the notification requirement if there is a legal guardian other than a parent.
G.15.12 Notify Local School Board if Abuser is a Teacher	Page 72	The entire section has been revised to clarify: notification is required for any disposition made July 1, 2008 or later

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		<p>Notification to school board is immediate, does not wait for any appeal.</p> <p>Recommend sending copy of disposition letter to local school board as notification.</p> <p>Notification applies only to teachers as specified in the Code</p> <p>If teacher is not currently employed by a relevant local school board, then no notification is required.</p>
G.15.13 Notify Superintendent of Public Instruction if Abuser Holds a License Issued by the Board of Education	Page 72	<p>The entire section has been revised to clarify:</p> <p>The notification does not occur until after any circuit court appeal has been concluded.</p> <p>The person's name is placed in the Central Registry at the conclusion of the state appeal decision.</p> <p>The notification applies to anyone holding a license even if they are not currently employed by a local school board</p> <p>Includes a link to Department of Education (DOE) website for list of licenses DOE issues and gives examples of those staff as well as staff that are not issued licenses and for whom there would be no notification requirement.</p>
<b>Part V: Out of Family Investigations</b>		
G. Concerns for Other Children in the Care of the Alleged Abuser/Neglector	Page 20	<p>Recommends local department seek legal consultation to determine what additional</p>

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		actions or services may be needed for children in the care of an alleged abuser if the children are not the alleged victim.
<b>Part VII: Appeals</b>		
B.1.0 Criminal Proceedings in Juvenile and Circuit Court	Page 3	Clarifies that criminal proceedings are not completed until a final appealable order has been entered by the court.
B.2.0 Criminal Proceedings in Military Court		Clarifies that the same provisions in B.1.0 for criminal proceedings in juvenile or circuit court also apply when the criminal proceeding is in a military court.
C.6.3 Local Conference Participants	Page 7	Clarifies that non custodial parents of the victim or parents of victims who are not also the appellant are excluded from the local conference.